

1006 Rec'd PCT/PTO 07 OCT 2005



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of PENNIG

Application No. 10/526,366

Examiner:

Filed: March 1, 2005

Group Art Unit:

For: SURGICAL NAIL AND SCREW FIXATION SYSTEM

TRANSMITTAL LETTER

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on 10-5-05.

 Reg. No. 40,764  
Mark D. Passler

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

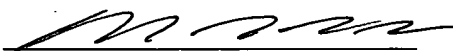
Please find enclosed for filing:

- Response to Notification of Missing Requirements Under 35 U.S.C 371, including copy of Notification of Missing Requirements Under 35 U.S.C 371
- Signed Declaration and Power of Attorney
- Check in the amount of \$65.00
- Return receipt postcard

Please charge any deficiencies or credit any overpayments to Deposit Account No. 50-0951.

Respectfully submitted,

Date: 10-5-05

  
Mark D. Passler  
Registration No. 40,764  
Akerman Senterfitt  
222 Lakeview Avenue, Suite 400  
Post Office Box 3188  
West Palm Beach, FL 33402-3188  
Telephone: (561) 653-5000

Docket No. 7202-79

## PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of PENNIG

Application No. 10/526,366

Examiner:

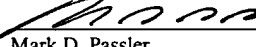
Filed: March 1, 2005

Group Art Unit:

For: SURGICAL NAIL AND SCREW FIXATION SYSTEM

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C 371 AND  
SUBMISSION OF SIGNED DECLARATIONCERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on 10-5-05.

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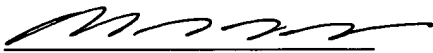
Sir:

In the above-identified application, Applicant has received a Notification of Missing Requirements Under 35 U.S.C 371, mailed September 30, 2005, indicating that the oath was missing. Applicant hereby submits the Declaration for the above-identified application signed by the inventor and a check in the amount of \$65.00 for the surcharge required under 37 C.F.R. §1.492(e). Applicant has also included a copy of the Notification of Missing Requirements Under 35 U.S.C 371 dated September 30, 2005. Applicant authorizes the Commissioner to charge any deficiencies or credit any overpayments to Deposit Account No. 50-0951. Applicant requests examination on the merits.

10/14/2005 ATRAM1 00000098 10526366  
01 FC:2617 65.00 OP

Respectfully submitted,

Date: 10-5-05

  
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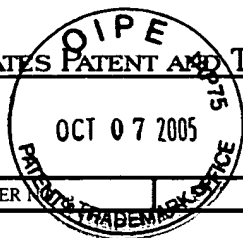
Docket No. 7202-79



UNITED STATES PATENT AND TRADEMARK OFFICE

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07 OCT 2005


 UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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U.S. APPLICATION NUMBER	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/526,366	Dietmar Pennig	7202-79

INTERNATIONAL APPLICATION NO.	
PCT/EP03/09678	
I.A. FILING DATE	PRIORITY DATE
09/01/2003	

30448  
 AKERMAN SENTERFITT  
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 WEST PALM BEACH, FL 33402-3188

CONFIRMATION NO. 3384

371 FORMALITIES LETTER



\*OC000000017101265\*

Date Mailed: 09/30/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 03/01/2005
- Copy of the International Search Report filed on 03/01/2005
- Copy of IPE Report filed on 03/01/2005
- Copy of Annexes to the IPER filed on 03/01/2005
- Information Disclosure Statements filed on 03/01/2005
- U.S. Basic National Fees filed on 03/01/2005
- Priority Documents filed on 03/01/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

OCT 03 2005

FREDERICK SMITH

Telephone: (703) 308-9140 EXT 210

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/526,366	PCT/EP03/09678	7202-79

FORM PCT/DO/EO/905 (371 Formalities Notice)